

STATE OF CALIFORNIA
GOVERNMENT OPERATIONS AGENCY
CALIFORNIA BUILDING STANDARDS COMMISSION
2525 NATOMAS PARK DR., SUITE 130
SACRAMENTO, CA 95833
(916) 263-0916 Phone
Email: cbssc@dgs.ca.gov

Office Use Item No. _____

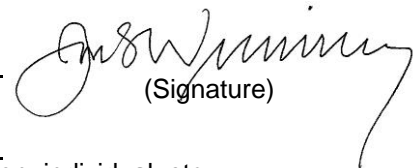
PARTICIPATION COMMENTS FOR THE NOTICE DATED NOVEMBER 23, 2015
Written comments are to be sent to the above address.

WRITTEN COMMENT DEADLINE: December 8, 2015 (no later than 5:00 pm)

Date: December 8, 2015

From:

Jon Wreschinsky, Government Affairs Liaison
Name (Print or type)


(Signature)

California Council, American Society of Landscape Architects
Agency, jurisdiction, chapter, company, association, individual, etc.

<u>1050 Rosecrans Street, Suite B,</u>	<u>San Diego,</u>	<u>CA</u>	<u>92106</u>
Street	City	State	Zip
<u>ccasla@sbcglobal.net</u>	<u>619-283-8818</u>		
Email address	Phone number		

I/We ~~do~~(do not) agree with:

☒ [X] The Agency proposed modifications As Submitted on Section No. 4-507, Definitions, and Section No. 4-509, Application for self-certified drawings and specifications.

and request that this section or reference provision be recommended:

☐ [] Approve ☐ [] Disapprove ☐ [] Further Study Required ☒ [X] Approve as Amended

Suggested Revisions to the Text of the Regulations:

Division of the State Architect – Structural Safety
California Administrative Code, California Code of Regulations, Title 24, Part 1

Section No. 4-507: Remove double strikeout from the word “licensed” before “landscape architect.”

Section No. 4-509: Double strike the word “registration” from last sentence, Paragraph 1. Double strike the words “and any associated buildings” from first sentence, Paragraph 2.

Department of Housing and Community Development
California Administrative Code, California Code of Regulations, Title 24, Part 11

Section No. A4.304.3, Landscape water meters: Double strikeout all proposed section text. Replace with the following text:

Landscape water meters, defined as either a dedicated water service meter or private submeter, shall be installed for all new water service connections.

- Non-residential irrigated landscapes of 1,000 square feet but not more than 5,000 square feet (the level at which Water Code 535 applies)
- Residential irrigated landscapes of 5,000 square feet or greater

A landscape water meter may be either:

1. A customer service meter dedicated to landscape use provided by the local water purveyor; or
2. A privately owned meter or submeter.

California Building Standards Commission

California Administrative Code, California Code of Regulations, Title 24, Part 11

Item 11, Section A5.304.2, Outdoor water use: Double strikeout the following text: “water use for landscaped areas of at least 500 square feet but not more than 1,000 square feet.” Replace with the following text: “non-residential irrigated landscapes of 1,000 square feet but not more than 5,000 square feet (the level at which Water Code 535 applies) and/or residential irrigated landscapes of 5,000 square feet or greater.”

Reason:

Division of the State Architect – Structural Safety

California Administrative Code, California Code of Regulations, Title 24, Part 1

Section No. 4-507: The proposed building standards conflict with, overlap, or duplicate other building standards. Landscape Architects are licensed in/by the State of California, not “registered.”

Section No. 4-509: The proposed building standards conflict with, overlap, or duplicate other building standards. The requirement to seal and sign related drawings and specifications is mandated by current law. Use of a stamp, as described and authorized by Sections 5659 and 5673 of the Business and Professions Code and Section 2606 of the California Code of Regulations is mandatory for this purpose. Use of the word “registration” to describe the seal or stamp is erroneous, at least in the case of landscape architects.

The proposed building standard is unnecessarily ambiguous or vague, in whole or in part. The phrase “and any associated buildings” is irrelevant to the design, implementation and maintenance of a landscape irrigation project.

Department of Housing and Community Development

California Administrative Code, California Code of Regulations, Title 24, Part 11

Section No. A4.304.3, Landscape water meters: The proposed building standards conflict with, overlap, or duplicate other building standards. The text revision is recommended to bring Section No. A4.304.3 into direct conformance with California Administrative Code, California Code of Regulations, Title 23, Division 2 – Department of Water Resources, Chapter 2.7 - Model Water Efficient Landscape Ordinance, Section 492.7 - Irrigation Design Plan. Threshold criteria should match to alleviate any ambiguity.

California Building Standards Commission

California Administrative Code, California Code of Regulations, Title 24, Part 11

Item 11, Section A5.304.2, Outdoor water use: The proposed building standards conflict with, overlap, or duplicate other building standards. The text revision is recommended to bring Section No. A5.304.2 into direct conformance with California Administrative Code, California Code of Regulations, Title 23, Division 2 – Department of Water Resources, Chapter 2.7 - Model Water Efficient Landscape Ordinance, Section 492.7 - Irrigation Design Plan. Threshold criteria should match to alleviate any ambiguity.

HEALTH & SAFETY CODE SECTION 18930

SECTION 18930. APPROVAL OR ADOPTION OF BUILDING STANDARDS; ANALYSIS AND CRITERIA; REVIEW CONSIDERATIONS; FACTUAL DETERMINATIONS

- (a) Any building standard adopted or proposed by state agencies shall be submitted to, and approved or adopted by, the California Building Standards Commission prior to codification. Prior to submission to the commission, building standards shall be adopted in compliance with the procedures specified in Article 5 (commencing with Section 11346) of Chapter 3.5 of Part 1 of Division 3 of Title 2 of the Government Code. Building standards adopted by state agencies and submitted to the commission for approval shall be accompanied by an analysis written by the adopting agency or state agency that proposes the building standards which shall, to the satisfaction of the commission, justify the approval thereof in terms of the following criteria:
- (1) The proposed building standards do not conflict with, overlap, or duplicate other building standards.
 - (2) The proposed building standard is within the parameters established by enabling legislation and is not expressly within the exclusive jurisdiction of another agency.
 - (3) The public interest requires the adoption of the building standards. The public interest includes, but is not limited to, health and safety, resource efficiency, fire safety, seismic safety, building and building system performance, and consistency with environmental, public health, and accessibility statutes and regulations.
 - (4) The proposed building standard is not unreasonable, arbitrary, unfair, or capricious, in whole or in part.
 - (5) The cost to the public is reasonable, based on the overall benefit to be derived from the building standards.
 - (6) The proposed building standard is not unnecessarily ambiguous or vague, in whole or in part.
 - (7) The applicable national specifications, published standards, and model codes have been incorporated therein as provided in this part, where appropriate.
 - (A) If a national specification, published standard, or model code does not adequately address the goals of the state agency, a statement defining the inadequacy shall accompany the proposed building standard when submitted to the commission.
 - (B) If there is no national specification, published standard, or model code that is relevant to the proposed building standard, the state agency shall prepare a statement informing the commission and submit that statement with the proposed building standard.
 - (8) The format of the proposed building standards is consistent with that adopted by the commission.
 - (9) The proposed building standard, if it promotes fire and panic safety as determined by the State Fire Marshal, has the written approval of the State Fire Marshal.